

09/988,850

#6  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the Application of:

Gordon, et al.

Serial No: 09/988,850

Filed: November 19, 2001

For: METHODS AND APPARATUS  
FOR BLOOD TYPING WITH OPTICAL  
BIO-DISCS

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Art Unit: 1641

Examiner: Unknown

Attorney Docket No:  
BTI2 00102501(USP2)US

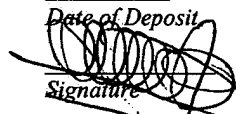
JUN 18 2002

TECH CENTER 1600/2900

COMMUNICATION  
SUBMISSION OF SUPPLEMENTAL DECLARATION

Commissioner of Patents  
Washington, D.C. 20231

Sir:

|  |   |
|--|---|
| <i>I Certify that this document was submitted to the U.S. Patent and Trademark Office using U.S. Express Mail under 37 C.F.R. § 1.10</i> |   |
| <u>EU 312614446 US</u>   | <u>June 6, 2002</u>   |
| <i>Express Mail Label Number</i>   | <i>Date of Deposit</i>  |
| <u>Sandra Bridges</u>  |  |
| <i>Print Name</i>  | <i>Signature</i>  |

Applicant submits herewith a supplemental declaration correcting a certain typographical error in the priority data as listed on page 1 thereof. The provisional serial number for the application filed on November 22, 2000 should read "60/252,726".

Applicant hereby requests that this supplemental declaration be entered in the record of the present application accordingly.

Applicant believes that no fee is required for filing this communication. The Commissioner is, however, hereby authorized to charge or credit any fees connected with this communication to Deposit Account No. 50-1781.

Date: Feb 6, 2002

Respectfully submitted,  
BURSTEIN TECHNOLOGIES, INC.



Donald Bollella  
Chief Patent Counsel  
Reg. No. 35,451

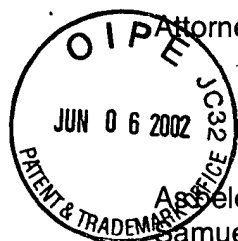
BURSTEIN TECHNOLOGIES, INC.  
LEGAL DEPARTMENT  
163 Technology Drive  
Suite 200  
Irvine, California 92618  
(949) 453-1800

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Attorney Docket No. I2 00102501(USP2)US

PATENT

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY**

As below named Inventors, we, John Francis Gordon, Susan Newcomb Hurt, and David Samuel Cohen, hereby declare that:

Our residence, post office address, and citizenship are as stated below next to our name.

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS AND APPARATUS FOR BLOOD TYPING WITH OPTICAL BIO-DISCS as duly filed in the United States Patent and Trademark Office on November 19, 2001 under U.S. Serial No. 09/988,850.

We hereby state that we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. Sec.1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed. Prior Foreign Applications: NONE.

We hereby declare the benefit under Title 35, United States Code, Sec. 119(e) of any United States provisional application listed below:

|            |                         |
|------------|-------------------------|
| 60/249,477 | filed November 17, 2000 |
| 60/252,726 | filed November 22, 2000 |

We hereby claim the benefit under Title 35, United States Code. Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112. We acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application. Prior United States Applications: NONE.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As named joint inventors, we hereby appoint Donald Bollella, Reg. No. 35,451, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith and with the resulting patent.

Address all correspondence to:

Donald Bollella, Esq.  
Chief Patent Counsel  
LEGAL DEPARTMENT  
Burstein Technologies, Inc.  
163 Technology Drive Suite 200  
Irvine, California 92618

Direct telephone calls to Donald Bollella at (949) 453-1800.

\*\*\*\*\*

Full name of First inventor: **John Francis Gordon**

Signature: John Gordon

Date: April 9th 2002

Residence: 20 New Jersey, Irvine, CA 92606

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

Full name of Second inventor: **Susan Newcomb Hurt**

Signature: Susan Newcomb Hurt

Date: April 9, 2002

Residence: 21412 Calle Sendero, Lake Forest, CA 92630

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

Full name of Third inventor: **David Samuel Cohen**

Signature: 

Date: APRIL 22, 2002

Residence: 115 Ludwell Court, Alpharetta, GA 30022

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

## PATENT

Receipt  
PATENT #4  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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JUN 18 2002

TECH CENTER 1600/2900

Gordon, et al.

Art Unit: 1641

**Examiner: Unknown**

Attorney Docket No:  
BT12 00102501(USP2)US

**REQUEST FOR CORRECTED FILING RECEIPT**

**Attention: Application Processing Division  
Customer Correction Branch**

I Certify that this document was submitted to the U.S. Patent and Trademark Office using U.S. Express Mail under 37 C.F.R. § 1.10.

EU312614446US June 6, 2002  
Express Mail Label Number Date of Deposit

Sandra Bridges  
Print Name Signature

In view of the concurrently filed Supplemental Declaration correcting a certain typographical error and the related Supplemental Preliminary Amendment, Applicant respectfully requests issuance of a corrected filing receipt.

Attached is a copy of the filing receipt received in the above referenced application. The requested corrections are shown in blue pen and highlighted on the enclosed copy.

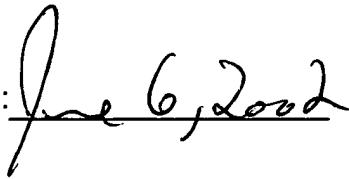
Applicant believes that no fee is required for filing this communication. The Commissioner is, however, hereby authorized to charge or credit any fees connected with this communication to Deposit Account No. 50-1781.

Respectfully submitted,  
BURSTEIN TECHNOLOGIES, INC.

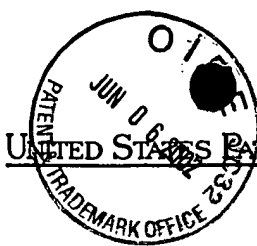


Donald Bollella  
Chief Patent Counsel  
Reg. No. 35,451

Date:



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UNITED STATES PATENT AND TRADEMARK OFFICE

Received with Letter  
From: Hale & Dorr  
Date: Jan. 2, 2002

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FILE FEE REC'D | INT. DOCKET NO. | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|----------------|-----------------|----------|------------|------------|
| 09/988,850         | 11/19/2001  | 1641         | 370            | 111465-128      | 24       | 7          | 7          |

23483  
HALE AND DORR, LLP  
60 STATE STREET  
BOSTON, MA 02109

DEC 21 2001

INTELLECTUAL PROPERTY  
DEPARTMENT

CONFIRMATION NO. 7587

FILING RECEIPT



\*OC000000007210174\*

Date Mailed: 12/18/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John F. Gordon, Irvine, CA;  
Susan N. Hunt, Lake Forest, CA;  
David S. Cohen, Alpharetta, GA;

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TECH CENTER 1600/2900

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/249,477 11/17/2000  
AND CLAIMS BENEFIT OF ~~60/252,725~~ 11/22/2000

60/252,726

Foreign Applications

If Required, Foreign Filing License Granted 12/18/2001

Projected Publication Date: 05/23/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

Methods and apparatus for blood typing with optical bio-disc

Preliminary Class

HALE & DORR DOCKETING  
RE: 111465128 US  
Action Date: \_\_\_\_\_  
Action to be Taken: \_\_\_\_\_  
Docketed by: AA On: 01/02/02

BTI Distribution  
Rev. 10/01

Incoming: 01/08/02 SB/AA  
Date Initials  
Outgoing: \_\_\_\_\_  
Date Initials

✓ Donald ✓ David ☐  
✓ Sandra ✓ John-M. ☐  
✓ Richard ✓ File ☐

Comments: \_\_\_\_\_





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JUN 18 2002

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June 6, 2002

**VIA EXPRESS MAIL**

Commissioner for Patents  
Washington, D.C. 20231

Re: U.S. Patent Application Serial No: 09/988,850  
Filed: November 19, 2001  
Entitled: METHODS AND APPARATUS FOR BLOOD  
TYPING WITH OPTICAL BIO-DISCS  
Inventor: Gordon, et al.  
Our File No: BTI2 00102501(USP2)US

Dear Sir:

Enclosed for filing in the above-referenced application are the following documents:

1. Cover Letter
2. Supplemental Preliminary Amendment
3. Communication -- Submission of Supplemental Declaration
4. Supplemental Declaration (2 Pages)
5. Communication -- Request for Corrected Filing Receipt
6. Certificates of Express Mailing No. EU 312614446 US dated June 6, 2002
7. Return Postcard

Please indicate on the enclosed postcard the date of receipt of the enclosed materials and mail this pre-paid postcard to acknowledge receipt of this transmittal.

Very truly yours,

Donald Bollella  
Chief Patent Counsel  
Registration No. 35,451

|  |                 |
|--|-----------------|
| I certify that this document was submitted to the U.S. Patent and Trademark Office using U.S. Express Mail under 37 C.F.R. § 1.10. |                 |
| EU312614446US  | June 6, 2002    |
| Express Mail Label Number  | Date of Deposit |
| Sandra Bridges   | Signature       |
| Print Name   |                 |

DB:sb

Enclosures

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